HOUSE . . . . No. 4748

The Commonwealth of Massachusetts

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By Ms. Coakley-Rivera of Springfield, for the committee on Labor and Workforce Development, on House, No. 1844, a Bill relative to independent contractors (House, No. 4748). June 9, 2010.

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FOR THE COMMITTEE:

NAME:	DISTRICT/ADDRESS:
Cheryl A. Coakley-Rivera	10th Hampden

The Commonwealth of Massachusetts

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In the Year Two Thousand and Ten

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An Act relative to independent contractors.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 149 of the General Laws is hereby amended by inserting after
2 section 147H the following section:-
3 Section 147I. (a) An individual whose work is performed solely in the individual's place
4 of residence shall be exempt from the requirements of section 148B(a)(2), but not sections 148B
5 (a)(1) and 148B (a)(3), of chapter 149. This section does not apply to individuals who work with
6 or for the individual.
7 (b) The exception provided in paragraph (a) of this section shall not apply to an individual who
8 has been coerced, threatened or intimidated into establishing an independent business nor shall it
9 apply to individuals who telecommute or work remotely from home.
10 (c) Each individual seeking this exemption shall register with the Secretary of State and shall be
11 issued without a fee. The registration shall contain, at a minimum, the following information:
12 name of the individual seeking the exemption, the nature of the independently established
13 business, the address of the residence at which the work is performed and proof that the address
14 listed is the applicant's legal residence. The Secretary of State shall issue regulations necessary to
15 ensure registration under this section. The document shall be typewritten, printed or in such other
16 form as the Secretary of State shall prescribe. The document shall be executed by the individual
17 seeking the exemption. The registration shall be renewed every 3 years.